

<p style="text-align: center;"><b>JUDICIAL MERIT SELECTION COMMISSION</b> <b>Sworn Statement to be included in Transcript of Public Hearings</b></p>
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**Circuit Court**  
**(New Candidate)**

Full Name:

Business Address:

Business Telephone:

1. Why do you want to serve as a Circuit Court judge?
2. Do you plan to serve your full term if elected?
3. Do you have any plans to return to private practice one day?
4. Have you met the Constitutional requirements for this position regarding age, residence, and years of practice?
5. What is your philosophy regarding *ex parte* communications? Are there circumstances under which you could envision *ex parte* communications being tolerated?
6. What is your philosophy on recusal, especially in situations in which lawyer-legislators, former associates, or law partners are to appear before you?
7. If you disclosed something that had the appearance of bias, but you believed it would not actually prejudice your impartiality, what deference would you give a party that requested your recusal? Would you grant such a motion?
8. How would you handle the appearance of impropriety because of the financial or social involvement of your spouse or a close relative?

9. What standards would you set for yourself regarding the acceptance of gifts or social hospitality?
10. How would you handle a situation in which you became aware of misconduct of a lawyer or of a fellow judge?
11. Are you affiliated with any political parties, boards or commissions that, if you were elected, would need to be re-evaluated?
12. Do you have any business activities that you would envision remaining involved with if elected to the bench?
13. If elected, how would you handle the drafting of orders?
14. If elected, what methods would you use to ensure that you and your staff meet deadlines?
15. What is your philosophy on "judicial activism," and what effect should judges have in setting or promoting public policy?
16. Canon 4 allows a judge to engage in activities to improve the law, legal system, and administration of justice. If elected, what activities do you plan to undertake to further this improvement of the legal system?
17. Do you feel that the pressure of serving as a judge would strain personal relationships (i.e. spouse, children, friends, or relatives)? How would you address this?
18. The following list contains five categories of offenders that would perhaps regularly appear in your court. Discuss your philosophy on sentencing for these classes of offenders.
  - a. Repeat offenders:
  - b. Juveniles (that have been waived to the Circuit Court):
  - c. White collar criminals:

- d. Defendants with a socially and/or economically disadvantaged background:
  - e. Elderly defendants or those with some infirmity:
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- 19. Are you involved in any active investments from which you derive additional income that might impair your appearance of impartiality?
  - 20. Would you hear a case where you or a member of your family held a *de minimis* financial interest in a party involved?
  - 21. Do you belong to any organizations that discriminate based on race, religion, or gender?
  - 22. Have you met the mandatory minimum hours requirement for continuing legal education courses?
  - 23. What do you feel is the appropriate demeanor for a judge?
  - 24. Would the rules that you expressed in your previous answer apply only while you are on the bench or in chambers, or would these rules apply seven days a week, twenty-four hours a day?
  - 25. Do you feel that it is ever appropriate to be angry with a member of the public, especially with a criminal defendant? Is anger ever appropriate in dealing with attorneys or pro se litigants?
  - 26. How much money have you spent on your campaign? If it is over \$100, has that amount been reported to the House and Senate Ethics Committees?
  - 27. If you are a sitting judge, have you used judicial letterhead or the services of your staff while campaigning for this office?

28. Have you sought or received the pledge of any legislator prior to this date?
29. Have you sought or been offered a conditional pledge of support by any legislator pending the outcome of your screening?
30. Have you asked any third parties to contact members of the General Assembly on your behalf before the final and formal screening report has been released? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf?
31. Have you contacted any members of the Judicial Merit Selection Commission?
32. Are you familiar with the 48-hour rule, which prohibits a candidate from seeking pledges for 48 hours after the draft report has been submitted?

I HEREBY CERTIFY THAT THE ANSWERS TO THE ABOVE QUESTIONS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

\_\_\_\_\_  
Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Print Name)

Notary Public for South Carolina

My Commission Expires: \_\_\_\_\_